

## RECEIVED JUN - 3 1996 FCC MAIL ROOM

May 28, 1996

**Dennis Williamson** President/General Manager

The Honorable Reed E. Hundt, Chairman Federal Communications Commission 1919 M Street, N.W., Room 814 Washington, D.C. 20054

DOCKET FILE COPY ORIGINAL

FAX (202) 418-2804 RE: MM Docket 95-92

EX PARTE OR LATE FILED

Dear Chairman Hundt:

I am writing to express my view on the proposed changes in the FCC's network-affiliate rules and, specifically, the "right to reject" rule. I understand that this rule is proposed to be modified to allow the networks to enter into agreements with affiliates to eliminate "economic" preemptions. I am steadfastly opposed to this proposed modification.

The "right to reject" rule, as currently written, protects my right to program in the best interest of my community. As an example, we have an Agreement with the Portland Trail Blazer's to broadcast 20 regular season NBA basketball games. These are among the highest rated programs we offer all year. We do receive compensation from the Trail Blazers for airing these games. If my network is allowed to focus on this compensation alone, they could argue that these games constitute an "economic" preemption and would bring pressure to bear to force me to discontinue airing these popular games. The determination of whether a preemption is "economic" cannot be made objectively. The networks will be motivated to view each preemption as "economic" and ignore the public interest.

The network-affiliate relationship is both a partnership and is, at times, adversarial. The local affiliate is concerned with serving the interests of the local community in which it is licensed to serve. We do this through both local and network programming. The networks, on the other hand, are concerned only with the carriage of its national programming service. If the networks are allowed to pressure their local affiliates against preemptions, the balance of power in the network-affiliate relationship will shift inescapably to the network and would be tantamount to giving the network control over the internal affairs of its affiliates.

I respectfully request that the "right to reject" rule remain in place, as it is currently written.

Respectfully yours,

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RECEIVED FCC MAIL ROOM

May 28, 1996

Dennis Williamson President/General Manager

The Honorable Susan Ness, Commissioner Federal Communications Commission 1919 M Street, N.W., Room 832 Washington, D.C. 20054

FAX (202) 418-2821 RE: MM Docket 95-92

DOCKET FILE COPY ORIGINAL

Dear Commissioner Ness

**EX PARTE OR LATE FILED** 

I am writing to express my view on the proposed changes in the FCC's network-affiliate rules and, specifically, the "right to reject" rule. I understand that this rule is proposed to be modified to allow the networks to enter into agreements with affiliates to eliminate "economic" preemptions. I am steadfastly opposed to this proposed modification.

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Respectfully yours,

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JUN - 3 1996

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May 28, 1996

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Dennis Williamson President/General Manager

The Honorable Rachelle B. Chong, Commissioner Federal Communications Commission 1919 M Street, N.W., Room 844
Washington, D.C. 20054 FAX (20

DOCKET FILE COPY ORIGINAL

FAX (202) 418-2820

RE: MM Docket 95-92

EX PARTE OR LATE FILED

Dear Commissioner Chong:

I am writing to express my view on the proposed changes in the FCC's network-affiliate rules and, specifically, the "right to reject" rule. I understand that this rule is proposed to be modified to allow the networks to enter into agreements with affiliates to eliminate "economic" preemptions. I am steadfastly opposed to this proposed modification.

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I respectfully request that the "right to reject" rule remain in place, as it is currently written.

Respectfully yours,

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## PECEIVED JUN - 3 1996 FCC MAIL ROOM

May 28, 1996

Dennis Williamson President/General Manager

The Honorable James H. Quello, Commissioner Federal Communications Commission 1919 M Street, N.W., Room 802 Washington, D.C. 20054 FAX (2005)

FAX (202) 418-2802 RE: MM Docket 95-92 DOCKET FILE COPY ORIGINAL

EX PARTE OR LATE FILED

Dear Commissioner Quello:

I am writing to express my view on the proposed changes in the FCC's network-affiliate rules and, specifically, the "right to reject" rule. I understand that this rule is proposed to be modified to allow the networks to enter into agreements with affiliates to eliminate "economic" preemptions. I am steadfastly opposed to this proposed modification.

The "right to reject" rule, as currently written, protects my right to program in the best interest of my community. As an example, we have an Agreement with the Portland Trail Blazer's to broadcast 20 regular season NBA basketball games. These are among the highest rated programs we offer all year. We do receive compensation from the Trail Blazers for airing these games. If my network is allowed to focus on this compensation alone, they could argue that these games constitute an "economic" preemption and would bring pressure to bear to force me to discontinue airing these popular games. The determination of whether a preemption is "economic" cannot be made objectively. The networks will be motivated to view each preemption as "economic" and ignore the public interest.

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I respectfully request that the "right to reject" rule remain in place, as it is currently written.

Respectfully yours,

men Miller

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